IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Kund et al.

Serial No.: Unknown IAP20 Res & FOTTIO 23 JAN 2006

(Priority Application No. DE 103 33 557.9)

(International Application No. PCT/DE2004/001588)

Filed: Herewith

(Priority Date: July 23, 2003)

(International Filing Date: July 21, 2004)

Docket No.: I433.210.101/13.848

Title: MEMORY CELL AND METHOD FOR FABRICATING A MEMORY

DEVICE (As Amended)

PRELIMINARY AMENDMENT

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Preliminary Amendment amends the Utility Patent Application filed herewith and should be used to calculate filing fees due. Prior to examination of the above-identified patent application, please amend as follows: